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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE PATENT  
APPLICATION OF: Joseph G. GATTO  
SERIAL NO.: 09/893,460 RECEIVED JUL 27 2006 D-87  
ATTORNEY  
DOCKET NO.: 089070-0311366 (23449-013) US PATENT & TRADEMARK  
FILING DATE: June 29, 2001 OFFICE  
ART UNIT: 3624  
EXAMINER: NARAYANSWAMY SUBRAMANIAN  
FOR: SECURITY ANALYST ESTIMATES PERFORMANCE VIEWING SYSTEM AND  
METHOD

### REQUEST FOR REFUND (IMPROPER CHARGE OF DEPOSIT ACCOUNT)

#### I. REFUND REQUEST

This is a request for a refund with respect to the charge to Deposit Account 033975 on February 27, 2006 for the above-identified application.

#### II. FEES CHARGED FOR WHICH REFUND REQUESTED

##### Amount of Refund Requested:

Appellant's Brief on Appeal	\$250.00
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#### III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR

Applicant is a small entity and the fees charged by the USPTO were at the large entity rate. A copy of the Monthly Statement of Deposit Account is attached.

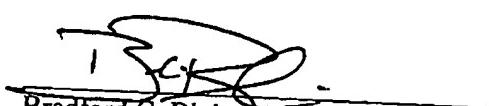
#### IV. MANNER OF REFUND

Please make refund by crediting Account No. 033975.

Date: July 26, 2006

Respectfully submitted,

By:

  
Bradford C. Blaise  
Registration No. 47,429

PILLSBURY WINTHROP SHAW PITTMAN LLP  
P.O. Box 10500  
McLean, Virginia 22102  
Direct Dial: 703-770-7741  
Main: 703-770-7900  
Fax: 703-770-7901



## UNITED STATES PATENT AND TRADEMARK OFFICE

JUL 26 2006  
U.S. PATENT & TRADEMARK OFFICE

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

MONTHLY STATEMENT  
OF DEPOSIT ACCOUNT

To replenish your deposit account, detach and return top portion with your check. Make check payable to Director of Patents & Trademarks.

PILLSBURY WINTHROP SHAW PITTMAN LLP. FINA  
ROBERTA MILES  
1600 TYSONS BOULEVARD  
MCLEAN VA 22102

Account No.
033975
Date
2-28-06
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DATE POSTED MO. DAY YR.	CONTROL NO.	DESCRIPTION (Serial, Patent, TM, Order)	DOCKET NO.	FEES CODE	CHARGES/ CREDITS	BALANCE
2 24 06	330	11027992		VTX0325	8007	20.00
2 24 06	389	10547099		IS10008-US	1617	130.00
2 24 06	430	10291563		081468-0300239	1615	50.00
2 24 06	431	10291563		081468-0300239	1614	400.00
2 24 06	432	10291563		081468-0300239	1251	120.00
2 24 06	443	10195990		17646-088002	1501	1400.00
2 24 06	1162	11029642			8021	40.00
2 24 06	1487	78381113		44984/316846	7004	150.00
2 27 06	8	E-REPLENISHMENT			9203	-19197.00
2 27 06	9	E-REPLENISHMENT			9203	-9394.00
2 27 06	40	10227527		P 291267 PCO	1251	120.00
2 27 06	46	09893460			23449-013	1402
						500.00
2 27 06	48	11081308		022904-0315315	8021	40.00
2 27 06	59	11357093		081468-0325760	8021	40.00
2 27 06	60	10540548		016374-0316502	1617	130.00
2 27 06	61	10540548		016374-0316502	1251	120.00
2 27 06	62	10540548		016374-0316502	8021	40.00
2 27 06	69	2325237			6205	100.00
2 27 06	69	11357808		014926-0325909	8021	40.00
2 27 06	70	2325237			6208	200.00
2 27 06	74	11360401		081648-0325806	1011	300.00
2 27 06	75	11360401		081648-0325806	1111	500.00
2 27 06	76	11360401		081648-0325806	1311	200.00
2 27 06	109	PCT/US06/05881		023503-0325889	1601	300.00
2 27 06	110	PCT/US06/05881		023503-0325889	1602	1000.00
2 27 06	111	PCT/US06/05881		023503-0325889	1702	1086.00
2 27 06	112	PCT/US06/05881		023503-0325889	1703	336.00
2 27 06	113	PCT/US06/05881		023503-0325889	8007	20.00
					402800/PALMO	1806
2 27 06	115	10671575				180.00
2 27 06	127	10121715		KIX0171-US	1251	120.00
2 27 06	140	10388165		011765-0302384	2251	60.00
2 27 06	159	10181274		0318513 SS 02/286	2501	700.00
2 27 06	160	10181274		0318513 SS 02/286	1504	300.00
2 27 06	161	10181274		0318513 SS 02/286	8001	15.00
2 27 06	200	10568872		011765-0325708	1631	300.00
2 27 06	201	10568872		011765-0325708	1632	500.00

AN AMOUNT SUFFICIENT TO COVER ALL SERVICES REQUESTED MUST ALWAYS BE ON DEPOSIT	OPENING BALANCE	TOTAL CHARGES	TOTAL CREDITS	CLOSING BALANCE
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APPELLANT'S BRIEF ON APPEAL UNDER 37 C.F.R. §41.37  
U.S. Application Serial No. 09/893,460  
Attorney Docket No. 089070-0311366 (23449-013)

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**APPELLANT'S BRIEF ON APPEAL UNDER 37 C.F.R. §41.37**

**Mail Stop Appeal Brief - Patents**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA. 22313-1450

Dear Sir:

Further to the Notice of Appeal filed on November 29, 2005 and the "Notice of Panel Decision from Pre-Appeal Brief Review" mailed January 30, 2006, Appellant respectfully submits Appellant's Brief on Appeal pursuant to 37 C.F.R. §41.37.

Adjustment Date: 08/18/2006 SDIRETA1  
02/27/2006 SZEWIDIE1 00000030 033975 09893460  
01 FC:1402 500.00 CR  
The Director is authorized to charge the \$250.00 fee for filing an Appeal Brief  
pursuant to 37 C.F.R. §41.20(b)(2) along with any additional fees that may be due, or  
credit any overpayment of same, to Deposit Account No. 033975 (Ref. No. 089070-  
0311366).

02/27/2006 SZEWIDIE1 00000030 033975 09893460  
01 FC:1402 500.00 DA

08/18/2006 SDIRETA1 00000015 033975 09893460  
01 FC:2402 250.00 DA